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### CERTIFICATE OF MAILING

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Typed or Printed Name	Susan Alessi		
Signature	Susan Alessi	Date	04-24-2003

AMENDMENT 37 C.F.R. 1.111  Address to: Assistant Commissioner for Patents Washington, D.C. 20231	Attorney Docket	CELL-014
	First Named Inventor	D.C. Yu
	Application Number	09/392,822
	Filing Date	September 9, 1999
	Group Art Unit	1632
	Examiner Name	J. Woitach
	Title:	<i>Adenovirus Vectors containing Cell Status-Specific Response Elements and Methods of Use thereof</i>

Sir:

This amendment is responsive to the Office Action dated November 26, 2002, which set a three-month period for response. A two-month extension of time is provided herewith making this a timely response.

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MAY 05 2003

TECH CENTER 1600/2900

Please type a plus sign (+) inside this box →

APR 29 2003  
PCT/1600  
PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/392,822
Filing Date	September 9, 1999
First Named Inventor	YU, DE-CHAO
Group Art Unit	1632
Examiner Name	WOITACH, JOSEPH T.

Total Number of Pages in This Submission

12

Attorney Docket Number

CELL-014

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### ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Exhibits 2. Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Documents	<input type="checkbox"/> CD, Number of CD(s)	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

Remarks

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Signing Attorney/Agent (Reg. No.)	PAMELA J. SHERWOOD, 36,677 BOZICEVIC, FIELD & FRANCIS LLP
Signature	
Date	April 24, 2003

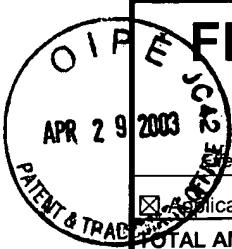
### CERTIFICATE OF MAILING

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Typed or printed name	Susan M. Alessi	Date	April 24, 2003
Signature			

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# FEES TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$ 205)

Complete if Known	
Application Number	09/392,822
Filing Date	September 9, 1999
First Named Inventor	YU, DE-CHAO
Examiner Name	WOITACH, JOSEPH T.
Art Unit	1632
Attorney Docket No.	CELL-014

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TECH CENTER 1600/2900

## METHOD OF PAYMENT (check all that apply)

 Check  Credit Card  Money Order  Other  None Deposit Account:

Deposit Account Number 50-0815

Deposit Account Name Bozicevic, Field &amp; Francis LLP

The Commissioner authorized to: (check all that apply)

Charge fees indicated below  Credit any overpayments  
 Charge any additional fee(s) during the pendency of this application  
 Charge fees indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001	750	2001 375 Utility filing fee	
1002	330	2002 165 Design filing fee	
1003	520	2003 260 Plant filing fee	
1004	750	2004 375 Reissue filing fee	
1005	160	2005 80 Provisional filing fee	

## SUBTOTAL (1)

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Fee from Extra Claims below		Fee Paid
	-20**	= x	
Indep. Claims	-3** = x		=
Multiple Dependent			=

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202	18	2202 9 Claims in excess of 20
1201	84	2201 42 Independent claims in excess of 3
1203	280	2203 140 Multiple dependent claim, if not paid
1204	84	2204 42 ** Reissue independent claims over original patent
1205	18	2205 9 ** Reissue claims in excess of 20 and over original patent

## SUBTOTAL (2) \$

\*\*or number previously paid, if greater; For Reissues, see above.

3. ADDITIONAL FEES		Fee Description		Fee Paid
Large Entity Fee Code (\$)	Small Entity Fee Code (\$)			
1051	130	2051 65 Surcharge – late filing fee or oath		
1052	50	2052 25 Surcharge – late provisional filing fee or cover sheet		
1053	130	1053 130 Non-English specification		
1812	2,520	1812 2,520 For filing a request for ex parte reexamination		
1804	920*	1804 920* Requesting publication of SIR prior to Examination action		
1805	1,840*	1805 1,840* Requesting publication of SIR after Examiner action		
1251	110	2251 55 Extension for reply within first month		
1252	410	2252 205 Extension for reply within second month		205
1253	930	2253 465 Extension for reply within third month		
1254	1,450	2254 725 Extension for reply within fourth month		
1255	1,970	2255 985 Extension for reply within fifth month		
1401	320	2401 160 Notice of Appeal		
1402	320	2402 160 Filing a brief in support of an appeal		
1403	280	2403 140 Request for oral hearing		
1451	1,510	1451 1,510 Petition to institute a public use proceeding		
1452	110	2452 55 Petition to revive – unavoidable		
1453	1,300	2453 650 Petition to revive – unintentional		
1501	1,300	2501 650 Utility issue fee (or reissue)		
1502	470	2502 235 Design issue fee		
1503	630	2503 315 Plant issue fee		
1406	130	1460 130 Petitions to the Commissioner		
1807	50	1807 50 Processing fee under 37 CFR 1.17(q)		
1806	180	1806 180 Submission of Information Disclosure Stmt		
8021	40	8021 40 Recording each patent assignment per property (times number of properties)		
1809	750	2809 375 Filing a submission after final rejection (37 CFR § 1.129(a))		
1810	750	2810 375 For each additional invention to be examined (37 CFR § 1.129(b))		
1801	750	2801 375 Request for Continued Examination (RCE)		
1802	900	1802 900 Request for expedited examination of a design application		
Other fee (specify) _____				
*Reduced by Basic Filing Fee Paid				SUBTOTAL (3) (\$ 205)

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Pamela A. Sherwood	Registration No. (Attorney/Agent)	36,677	Telephone	(650) 327-3400
Signature	<i>Pamela A. Sherwood</i>			Date	04-24-2003

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.